

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1434 be amended to read as follows:

- 1 Page 4, between lines 38 and 39, begin a new paragraph and insert:
- 2 "SECTION 3. IC 23-7-8-7 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 7. (a) A person who
- 4 solicits charitable contributions may not:
- 5 (1) use the fact of registration as an endorsement by the state;
- 6 (2) use the name "police", "law enforcement", "trooper", "rescue
- 7 squad", "firemen", or "firefighter" unless a bona fide police, law
- 8 enforcement, rescue squad, or fire department authorizes its use
- 9 in writing;
- 10 (3) misrepresent to anyone that the contribution will be used for
- 11 a charitable purpose if the person has reason to believe the
- 12 contribution will not be used for a charitable purpose;
- 13 (4) misrepresent to anyone that another person endorses the
- 14 solicitation unless that person has consented in writing to the use
- 15 of the person's name for the purpose of endorsing the
- 16 solicitation;
- 17 (5) misrepresent to anyone that the contribution is solicited on
- 18 behalf of anyone other than the charitable organization that
- 19 authorized the solicitation; or
- 20 (6) collect or attempt to collect a contribution in person or by
- 21 means of a courier unless:
- 22 (A) the solicitation is made in person and the collection or
- 23 attempt to collect is made at the time of the solicitation; or
- 24 (B) the contributor has agreed to purchase goods or items in
- 25 connection with the solicitation, and the collection or
- 26 attempt to collect is made at the time of delivery of the

1 goods or items.
2 (b) A person who solicits charitable contributions shall not
3 represent that tickets to events will be donated for use by another,
4 unless the following requirements have been met:
5 (1) The paid solicitor has commitments, in writing, from
6 charitable organizations stating that they will accept donated
7 tickets and specifying the number of tickets they are willing to
8 accept.
9 (2) No more contributions for donated tickets are solicited than
10 the number of ticket commitments received from charitable
11 organizations.
12 (c) **A person who solicits a charitable contribution must,**
13 **before making the solicitation to a person, disclose to the person**
14 **the percentage of the charitable contribution that will be expended**
15 **for charitable purposes, after administrative costs and the costs of**
16 **making the solicitation have been satisfied."**
17 Page 6, line 2, delete "Pursuant to" and insert "**Under**".
18 Renumber all SECTIONS consecutively.
(Reference is to HB 1434 as printed January 29, 1999.)

Representative YOUNT